

Miles N. Clark, Esq.
Nevada Bar No. 13848
Matthew I. Knepper, Esq.
Nevada Bar No. 12796
KNEPPER & CLARK LLC
5510 So. Fort Apache Rd, Suite 30
Las Vegas, NV 89148
Phone: (702) 856-7430
Fax: (702) 447-8048
Email: Miles.Clark@knepperclark.com

Michael F. Ram (*Pro Hac Vice*)
Marie N. Appel (*Pro Hac Vice*)
MORGAN & MORGAN COMPLEX
LITIGATION GROUP
711 Van Ness Avenue, Suite 500 San
Francisco, CA 94102
Telephone: (415) 358-6913
Facsimile: (415) 358-6293
Email: MRam@forthepeople.com
Email: MAppel@forthepeople.com

Benjamin R. Osborn (*Pro Hac Vice*)
102 Bergen Street Brooklyn, NY 11201
Telephone: (347) 645-0464
Email: Ben@benosbornlaw.com

Counsel for Plaintiffs

COHEN-JOHNSON, LLC
H. Stan Johnson, Esq. (SBN: 0265)
(sjohnson@cohenjohnson.com)
375 E. Warm Springs Road, Suite 104
Las Vegas, Nevada 89119
Telephone : (702) 823-2500
Facsimile : (702) 823-3400

QUINN EMANUEL URQUHART &
SULLIVAN, LLP
Shon Morgan (*Pro Hac Vice*)
(shonmorgan@quinnemanuel.com)
John W. Baumann (*Pro Hac Vice*)
(jackbaumann@quinnemanuel.com)
865 South Figueroa Street, 10th Floor
Los Angeles, California 90017
Telephone: (213) 443-3000
Facsimile: (213) 443-3100

Cristina Henriquez (*Pro Hac Vice*)
(cristinahenriquez@quinnmanuel.com)
555 Twin Dolphin Drive, 5th Floor
Redwood Shores, California 94065
Telephone: (650) 801-5000
Facsimile: (650) 801-5000

*Counsel for ANCESTRY.COM
OPERATIONS INC., ANCESTRY.COM INC.,
and ANCESTRY.COM LLC*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ANTHONY SESSA and MARK SESSA, *on behalf of themselves and all others similarly situated.*

Plaintiffs,

V.

ANCESTRY.COM OPERATIONS INC., a Virginia Corporation; ANCESTRY.COM INC., a Delaware Corporation; and ANCESTRY.COM LLC, a Delaware Limited Liability Company.

y,
Defendants

Case No.: 2:20-cv-02292-GMN-BNW

**JOINT STIPULATION FOR ORDER
APPROVING EXTENSION OF
DISCOVERY DEADLINE AND
[PROPOSED] ORDER**

(FIRST REQUEST)

1 Pursuant to L.R. IA 6-1 and 6-2, and L.R. 7-1 and 26-3 of the Local Rules of Practice for
 2 the United States District Court for the District of Nevada, Plaintiffs Anthony Sessa and Mark
 3 Sessa (“Plaintiffs”) and Defendants Ancestry.com Operations Inc., Ancestry.com Inc., and
 4 Ancestry.com LLC (“Defendants” or “Ancestry”) (collectively, the “parties”), by and through their
 5 undersigned counsel, hereby stipulate and agree to extend the close of fact discovery by three
 6 weeks, to November 15, 2022, for the limited purpose of Ancestry completing its document
 7 production consistent with the Court’s order on Plaintiffs’ motion to compel and for completing
 8 the meet and confer process regarding Plaintiffs’ responses to Ancestry’s discovery requests
 9 served on September 14, 2022. The requested extension is necessary and there is good cause for
 10 the extension, as set forth below. This is the first request for an extension of the close of fact
 11 discovery and is sought in good faith and not for purposes of causing any undue delay. Indeed,
 12 the limited extension of fact discovery sought will not impact any other deadline, including class
 13 certification briefing.

14 WHEREAS, on May 16, 2022, the Court approved the parties’ Amended Joint Discovery
 15 Plan setting the close of fact discovery for October 25, 2022, (ECF Nos. 62, 64);

16 WHEREAS, on August 11, 2022, Plaintiffs filed a motion to compel Ancestry’s responses
 17 to requests for production, (ECF No. 74);

18 WHEREAS, Ancestry served its first set of requests for production and first set of
 19 interrogatories to Plaintiffs on September 14, 2022;

20 WHEREAS, Plaintiffs’ motion to compel was heard on September 27, 2022 and the Court
 21 granted it in part and denied it in part (ECF No. 82);

22 WHEREAS, pursuant to the Court’s order, Ancestry and Plaintiffs conferred regarding
 23 custodians and search terms on October 21, 2022 and subsequently reached agreement on these
 24 issues;

25 WHEREAS, Plaintiffs responded to Ancestry’s first set of requests for production and first
 26 set of interrogatories on October 14, 2022;

27

28

1 WHEREAS, Ancestry and Plaintiffs met and conferred regarding Plaintiffs' responses to
 2 Ancestry's first set of requests for production and first set of interrogatories on October 20, 2022
 3 and the parties continue to discuss these responses;

4 WHEREAS, good cause exists as required by L.R. 26-3 to grant this brief limited extension
 5 of the fact discovery deadline, because the parties have engaged in discovery in good faith but are
 6 continuing to discuss their discovery responses and need further time to produce responsive
 7 documents and information. Ancestry has diligently sought to collect documents responsive to the
 8 requests that the Court ruled Ancestry must respond to in its September 27, 2022 order. Despite
 9 efforts to comply with the Court's order expeditiously, Ancestry needs a brief extension of time to
 10 complete this process. In addition, Plaintiffs and Ancestry continue to discuss Plaintiffs' responses
 11 to Ancestry's discovery requests.

12 WHEREAS, pursuant to L.R. 26-3, the parties provide the following information as to the
 13 discovery that has been completed to date: (a) Ancestry served its initial disclosures on May 12,
 14 2022, and Plaintiffs served their initial disclosures on May 17, 2022; (b) the deposition of Ancestry
 15 employee Todd Godfrey in a 30(b)(6) and in his individual capacity was taken on October 5, 2022
 16 and the depositions of Plaintiffs Mark and Anthony Sessa were taken on October 11, 2022; (c)
 17 Ancestry made its first production of documents on July 29, 2022 and Plaintiffs made their first
 18 production of documents on October 25, 2022; (d) Ancestry is serving its supplemental
 19 interrogatory responses on October 25, 2022.

20 WHEREAS, Ancestry and Plaintiffs stipulate and agree, subject to the Court's approval,
 21 to a fact discovery completion deadline of November 15, 2022.

22 WHEREFORE, the parties hereby seek an Order of this Court for a limited extension of
 23 the close of fact discovery from October 25, 2022 to November 15, 2022.

24

25

26

27

28

1 IT IS SO STIPULATED.

DATED this 25th day of October, 2022

2 **TURKE & STRAUSS LLP**

3 /s/ Raina C. Borrelli

4 Raina C. Borrelli (*Pro Hac Vice*)
raina@turkestrauss.com
5 613 Williamson St., Suite 201
Madison, WI 53703
6 Telephone: (608) 237-1775

7 *Counsel for Plaintiffs and the Proposed
8 Class*

9 **QUINN EMANUEL URQUHART &
SULLIVAN, LLP**

10 /s/ Shon Morgan

11 Shon Morgan (*Pro Hac Vice*)
shonmorgan@quinnemanuel.com
12 865 South Figueroa Street, 10th Floor
Los Angeles, California 90017
Telephone: (213) 443-3000
Facsimile: (213) 443-3100

13 *Counsel for Defendants Ancestry.com
Operations Inc., Ancestry.com Inc., and
Ancestry.com LLC*

14 **ORDER APPROVING STIPULATION**

15 **IT IS SO ORDERED.**

16 

17 UNITED STATES MAGISTRATE JUDGE

18 DATED: October 26, 2022

19
20
21
22
23
24
25
26
27
28

-4-